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11 QUALCOMM INCORPORATED

12 UNITED STATES DISTRICT COURT
13 SOUTHERN DISTRICT OF CALIFORNIA

14 JESSE MEYER, an individual, on his own
behalf and on behalf of all similarly
15 situated,

16 Plaintiff,

17 v.

18 QUALCOMM INCORPORATED, a
Delaware corporation,

19 Defendant.

Case No. 08cv0655-WQH (LSP)

**QUALCOMM INCORPORATED'S
NOTICE OF MOTION AND MOTION TO
DISMISS**

**NO ORAL ARGUMENT UNLESS
REQUESTED BY THE COURT**

Date: July 14, 2008

Time: 11:00 a.m.

Judge: Hon. William Q. Hayes

1 PLEASE TAKE NOTICE that on Monday, July 14, 2008 at 11:00 a.m., or as soon
2 thereafter as counsel may be heard, Defendant Qualcomm Incorporated will and hereby does
3 move the Court pursuant to Federal Rule of Civil Procedure 12(b)(6) for an order dismissing this
4 action with prejudice.

5 The motion is based upon this Notice of Motion and Motion, and the supporting
6 Memorandum of Points and Authorities filed concurrently herewith, and upon such other matters
7 as the Court deems proper.

8
9 Dated: June 2, 2008

DLA PIPER US LLP

10 By /s/ William S. Boggs

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